

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

In Re Case No. C-05-0114JW

Case No. C-05-0114JW

## PROOF OF SERVICE

# ACACIA MEDIA TECHNOLOGIES CORPORATION

I hereby certify that:

1. I am a partner of the law firm Kaye Scholer LLP. My business address is 425 Park Avenue, New York, New York 10022.

2. On August 14, 2006, I caused to be served the ROUND 3 DEFENDANTS' RESPONSE TO ACACIA'S POST-HEARING MEMORANDUM REGARDING '992 PATENT CLAIMS 45 AND 46 upon the parties listed in the attached service list by transmitting via the United States District Court for the Northern District of California Electronic Case Filing Program by uploading the electronic files for each of the above listed documents.

3. On August 14, 2006, I also caused three courtesy copies of the above-mentioned documents to be delivered to the Chambers of the Honorable James Ware.

4. I caused copies of the above-described documents to be served by postage prepaid first class mail upon the parties listed in the attached service list.

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: August 14, 2006

/s/ David S. Benyacar

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